



# आरत का राजपत्र

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No. 35] NEW DELHI, FRIDAY, MAY 27, 1988/JYAISTHA 6, 1910 (SAKA)

इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे यह पहला संकलन  
के काम में रखा जा सके।

Separate paging is given to this Part in order that it may be filed  
as a separate compilation

### MINISTRY OF LAW AND JUSTICE

(Legislative Department)

New Delhi, the 27th May, 1988/Jyaistha 6, 1910 (Saka)

### THE ARMS (AMENDMENT) ORDINANCE, 1988

No. 5 OF 1988

Promulgated by the President in the Thirty-ninth Year of the  
Republic of India.

An Ordinance further to amend the Arms Act, 1959.

WHEREAS Parliament is not in session and the President is satisfied that  
circumstances exist which render it necessary for him to take immediate  
action;

Now, THEREFORE, in exercise of the powers conferred by clause (1) of  
article 123 of the Constitution, the President is pleased to promulgate the  
following Ordinance:—

1. (1) This Ordinance may be called the Arms (Amendment) Ordinance,  
1988.

(2) It shall come into force at once.

Short  
title  
and com-  
mence-  
ment.

Amend-  
ment of  
section  
2.

2. In section 2 of the Arms Act, 1959 (hereinafter referred to as the <sup>54 of 1959.</sup> principal Act), in sub-section (1),—

- (i) in clause (b), in sub-clause (i), for the words "and other like missiles", the words "and other missiles" shall be substituted;
- (ii) in clause (h), after the word "shells", the word "missiles," shall be inserted.

Amend-  
ment of  
section  
5.

3. In sub-section (1) of section 5 of the principal Act, in clause (a), for the word "manufacture", the words "use, manufacture" shall be substituted.

Amend-  
ment of  
section  
7.

4. In section 7 of the principal Act, in clause (b), for the word "manufacture", the words "use, manufacture" shall be substituted.

Amend-  
ment of  
section  
25.

5. In section 25 of the principal Act,—

- (a) in sub-section (1), clause (c) shall be omitted;
- (b) sub-section (1A) shall be re-numbered as sub-section (1AAA) thereof, and before sub-section (1AAA) as so re-numbered, the following sub-sections shall be inserted, namely:—

"(1A) Whoever acquires, has in his possession or carries any prohibited arms or prohibited ammunition in contravention of section 7 shall be punishable with imprisonment for a term which shall not be less than five years, but which may extend to ten years and shall also be liable to fine.

(1AA) Whoever manufactures, sells, transfers, converts, repairs, tests or proves, or exposes or offers for sale or transfer or has in his possession for sale, transfer, conversion, repair, test or proof, any prohibited arms or prohibited ammunition in contravention of section 7 shall be punishable with imprisonment for a term which shall not be less than seven years but which may extend to imprisonment for life and shall also be liable to fine."

Substitu-  
tion of  
new sec-  
tion for  
section  
27.

6. For section 27 of the principal Act, the following section shall be substituted, namely:—

Punish-  
ment  
for using  
arms, etc.

"27. (1) Whoever uses any arms or ammunition in contravention of section 5 shall be punishable with imprisonment for a term which shall not be less than three years but which may extend to seven years and shall also be liable to fine.

(2) Whoever uses any prohibited arms or prohibited ammunition in contravention of section 7 shall be punishable with imprisonment for a term which shall not be less than seven years but which may extend to imprisonment for life and shall also be liable to fine.

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(3) Whoever uses any prohibited arms or prohibited ammunition or does any act in contravention of section 7 and such use or act results in the death of any other person, shall be punishable with death.”.

R. VENKATARAMAN,  
*President.*

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S. RAMAIAH,  
*Secy. to the Govt. of India.*

